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DATE: May 2, 2006

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TO:	Mail Stop PCT	FAX NO.:	571-273- 8300 8300
FROM:	Daniel N. Calder	ADMIN. ASST.:	Juli Lawrence
APPLN. NO.:	10/535,568	ATTY. DOCKET NO.:	C&P-145US
TITLE OF APPLN.: EQUIPMENT FOR MECHANICAL MACHINING, IN PARTICULAR FOR THE TURNING AND DRILLING OF LIGHT ALLOY WHEELS			
FILING DATE:	May 19, 2005	ART UNIT:	1725
FIRST INVENTOR:	Roberto SAMMARTIN, et al.	CONF. NO.:	7458
TITLE OF DOCUMENT (and List of Attachments): Transmittal; Response to Notice of Non-Compliant Amendment (37 CFR 1.121); Corrected Preliminary Amendment (with attachments); Courtesy copy of Notice of Non-Compliant Amendment			

Total Number of Pages: 26 (including this form)

COMMENTS

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TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

Application Number 10/535,568

Filing Date May 19, 2005

First Named Inventor Roberto Sammarin, et al.

Art Unit 1725

Examiner Name Not Yet Assigned

Attorney Docket No. C&P-145US

**RECEIVED
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- Fee Transmittal Form
 Fee Attached
- Amendment/Reply
 After Final
 Affidavits/Declaration(s)
- Extension of Time Request
- Express Abandonment Request
- Information Disclosure Statement
- Certified Copy of Priority Document(s)
- Response to Missing Parts/
Incomplete Application
 Response to Missing Parts
under 37 CFR 1.52 or 1.53

- Drawing(s)
 Licensing-related Papers
 Petition
 Petition to Convert to a
Provisional Application
 Power of Attorney, Revocation,
Change of Correspondence
Address
 Terminal Disclaimer
 Request for Refund
 CD, Number of CD(s) _____
 Landscape Table on CD

- After Allowance Communication
to TC
 Appeal Communication to Board
of Appeals and Interferences
 Appeal Communication to TC
(Appeal Notice, Brief, Reply
Brief)
 Proprietary Information
 Status Letter
 Other Enclosure(s) (please
Identify below): Response to
Notice of Non-Compliant
Amendment; Corrected
Preliminary Amendment
w/attachments; Courtesy copy of
Notice of Non-Compliance

Remarks:**SIGNATURE OF APPLICANT, ATTORNEY OR AGENT**

Firm Name RatnerPrestia

Signature *Daniel N. Calder*

Printed Name Daniel N. Calder

Date May 2, 2006

Registration No. 27,424

CERTIFICATE OF TRANSMISSION / MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Signature *Juli Lawrence*

Typed or Printed Name Juli Lawrence

Date May 2, 2006

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, ALEXANDRIA, VA 22313-1450.

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C&P-145US

Appn. No.: 10/535,568
Reply to Office Action of April 24, 2006

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MAY 02 2006

Appn. No: 10/535,568
Applicant: Roberto SAMMARTIN, et al.
Filed: May 19, 2005
Title: EQUIPMENT FOR MECHANICAL MACHINING, IN PARTICULAR FOR THE
TURNING AND DRILLING OF LIGHT ALLOY WHEELS
TC/A.U.: 1725
Examiner: Not Yet Assigned
Confirmation No.: 7458
Docket No.: C&P-145US

**RESPONSE TO NOTICE OF
NON-COMPLIANT AMENDMENT (37 CFR 1.121)**

Mail Stop PCT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is in response to a Notice of Non-Compliant Amendment issued April 24, 2006.

According to a telephone conference with Crystal Queen, Legal Instruments Examiner, of the U.S. Patent and Trademark Office, the Preliminary Amendment filed May 19, 2005 was non-compliant. According to Ms. Queen, the Preliminary Amendment was non-compliant because the Preliminary Amendment at page 2 underlined one and one-half lines which was not necessary.

To overcome this Notice, Applicants are resubmitting the Preliminary Amendment as filed but have corrected the error on page 2. A copy of the Notice of Non-Compliant Amendment (37 CFR 1.121) is attached hereto.

C&P-145US

Appn. No.: 10/535,568
Reply to Office Action of April 24, 2006

Early examination and allowance of the above-identified application is respectfully requested.

Respectfully submitted,



Daniel N. Calder
Daniel N. Calder, Reg. No. 27,424
Attorney for Applicants

DNC/jal

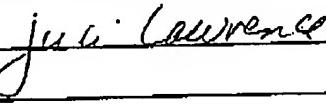
Dated: May 2, 2006

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The Commissioner for Patents is hereby authorized to charge payment to Deposit Account No. 18-0350 of any fees associated with this communication.

I hereby certify that this correspondence is being filed via Facsimile Transmission to Facsimile No. 1-571-273-8300 addressed to: Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on:

MAY 2, 2006


Juli A. Lawrence

JAL_I:\C&P\145US\5.2.06 RESPONSE TO NOT OF NON-COMPLIANT AMD.DOC

Notice of Non-Compliant Amendment (37 CFR 1.121)	Application No.	Applicant(s)
	10/535568 Examiner	Art Unit

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

The amendment document filed on 5-19-05 is considered non-compliant because it has failed to meet the requirements of 37 CFR 1.121 or 1.4. In order for the amendment document to be compliant, correction of the following item(s) is required.

THE FOLLOWING MARKED (X) ITEM(S) CAUSE THE AMENDMENT DOCUMENT TO BE NON-COMPLIANT:

1. Amendments to the specification:
 A. Amended paragraph(s) do not include markings.
 B. New paragraph(s) should not be underlined.
 C. Other _____

2. Abstract:
 A. Not presented on a separate sheet. 37 CFR 1.72.
 B. Other _____

3. Amendments to the drawings:
 A. The drawings are not properly identified in the top margin as "Replacement Sheet," "New Sheet," or "Annotated Sheet" as required by 37 CFR 1.121(d).
 B. The practice of submitting proposed drawing correction has been eliminated. Replacement drawings showing amended figures, without markings, in compliance with 37 CFR 1.84 are required.
 C. Other _____

4. Amendments to the claims:
 A. A complete listing of all of the claims is not present.
 B. The listing of claims does not include the text of all pending claims (including withdrawn claims).
 C. Each claim has not been provided with the proper status identifier, and as such, the individual status of each claim cannot be identified. Note: the status of every claim must be indicated after its claim number by using one of the following status identifiers: (Original), (Currently amended), (Canceled), (Previously presented), (New), (Not entered), (Withdrawn) and (Withdrawn-currently amended).
 D. The claims of this amendment paper have not been presented in ascending numerical order.
 E. Other: _____

5. The amendment is unsigned or not signed in accordance with 37 CFR 1.4.

For further explanation of the amendment format required by 37 CFR 1.121, see MPEP § 714 and the USPTO website at <http://www.uspto.gov/web/offices/pac/dapp/opia/preonnotice/officeflyer.pdf>.

TIME PERIODS FOR FILING A REPLY TO THIS NOTICE:

1. Applicant is given **no new time period** if the non-compliant amendment is an after-final amendment or an amendment filed after allowance. If applicant wishes to resubmit the non-compliant after-final amendment with corrections, the entire corrected amendment must be resubmitted within the time period set forth in the final Office action.
2. Applicant is given **one month**, or thirty (30) days, whichever is longer, from the mail date of this notice to supply the **corrected section** of the non-compliant amendment in compliance with 37 CFR 1.121 or 1.4, if the non-compliant amendment is one of the following: a preliminary amendment, a non-final amendment (including a submission for a request for continued examination (RCE) under 37 CFR 1.114), a supplemental amendment filed within a suspension period under 37 CFR 1.103(a) or (c), and an amendment filed in response to a Quayle action.

Extensions of time are available under 37 CFR 1.136(a) **only** if the non-compliant amendment is a non-final amendment or an amendment filed in response to a Quayle action.

Failure to timely respond to this notice will result in:

- Abandonment of the application if the non-compliant amendment is a non-final amendment or an amendment filed in response to a Quayle action; or
- Non-entry of the amendment if the non-compliant amendment is a preliminary amendment or supplemental amendment.

Cynthia Queen

Legal Instruments Examiner (LIE)

571-872-1041
Telephone No.